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12
13 **IN THE UNITED STATES DISTRICT COURT**
14 **FOR THE DISTRICT OF ARIZONA**

15 C.M., on her own behalf and on behalf of her
16 minor child, B.M.; L.G., on her own behalf and
17 on behalf of her minor child, B.G.; M.R., on her
18 own behalf and on behalf of her minor child,
19 J.R.; O.A., on her own behalf and on behalf of
20 her minor child, L.A.; and V.C., on her own
21 behalf and on behalf of her minor child, G.A.,

22 Plaintiffs,

23 v.

24 United States of America,

25 Defendant.

No. 2:19-CV-05217-PHX-SRB

**FOURTH STIPULATED
MOTION TO HOLD
ACTION IN ABEYANCE**

26 A.P.F. on his own behalf and on behalf of his
27 minor child, O.B.; J.V.S. on his own behalf and
28 on behalf of his minor child, H.Y.; J.D.G. on his
own behalf and on behalf of his minor child,
M.G.; H.P.M. on his own behalf and on behalf of
his minor child, A.D.; M.C.L. on his own behalf

No. 2:20-CV-00065-PHX-SRB

1 and on behalf of his minor child, A.J.; and R.Z.G.
2 on his own behalf and on behalf of his minor
3 child, B.P.,

4 Plaintiffs,

5 v.

6 United States of America,

7 Defendant.

8 The parties jointly move the Court for an order holding this action in abeyance
9 for an additional period of sixty (60) days while the parties continue to engage in
10 settlement negotiations. In support of this motion, the parties respectfully state the
11 following:

12 On June 1, 2021, the parties moved the Court to hold the action in abeyance for
13 an additional sixty (60) days for the parties to continue to focus their attention on their
14 ongoing settlement efforts. *C.M.* ECF 107; *A.P.F.* ECF 105. On June 1, 2021, the
15 Court granted that motion, holding the case in abeyance until August 2, 2021, at
16 which time the parties were to advise the Court whether an additional abeyance was
17 sought. *C.M.* ECF 108; *A.P.F.* ECF 106.

18 The parties have made substantial progress in settlement discussions, but
19 require additional time for ongoing discussions. The parties, along with additional
20 plaintiffs' counsel, who are coordinating negotiations on behalf of plaintiffs and
21 claimants, are engaged in a nationwide effort to settle district court cases and pending
22 administrative tort claims arising from family separations at the U.S./Mexico border
23 that occurred during the prior administration. While significant progress has been
24 made, due to the scale and complexity of the effort, additional time is needed to
25 achieve a global resolution of these matters.

26 In order to facilitate continued progress, the parties respectfully move the
27 Court for an order holding this action, including all proceedings and case deadlines, in
28

1 abeyance for an additional period of sixty (60) days, for the parties to continue to
 2 focus their attention on these settlement efforts. The parties propose that, at the close
 3 of this additional 60-day abeyance period, the parties may, depending on the progress
 4 of the settlement discussions, seek an additional abeyance from the Court. If an
 5 additional abeyance is not sought, the parties request that any existing deadlines be
 6 reset for an additional sixty (60) days—thus a total of one-hundred sixty-four (164)
 7 days—from the current deadlines.

8 Counsel for Plaintiffs and the United States have conferred regarding this
 9 request and agreed to jointly move the Court to hold this action in abeyance. The
 10 party submitting this motion has obtained the permission of all signatories hereto. A
 11 proposed Order is submitted herewith.

12 Respectfully submitted this 2nd day of August, 2021.
 13

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CERTIFICATE OF SERVICE

I hereby certify that on Augusts 2, 2021, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all CM/ECF registrants.

s/ Philip D. MacWilliams
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